

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH DAKOTA

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General Order Revising Local Bankruptcy Rules  
Pending Formal Adoption of Amendments

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Pending formal consideration by the Local Bankruptcy Rules Committee and adoption of the following revisions as amendments to the Local Bankruptcy Rules for the District of South Dakota,

IT IS HEREBY ORDERED that Local Bankruptcy Rule 3015-3(b)(4) is revised as follows:

**(4) Amended notice Notice of rescheduled chapter 13 confirmation hearing.**  
If a chapter 13 debtor does not file and serve a proposed plan at least 28 days prior to the ~~confirmation hearing date~~ expiration of the last date for objections set forth in the Clerk's Notice of Commencement of Case ("§ 341 Notice"), the debtor, after consultation with the chapter 13 trustee and the Clerk, shall ~~obtain a new confirmation hearing date and shall serve a~~ an amended notice of rescheduled confirmation hearing in compliance with LBR 2003-1. The Court's transmittal of a Notice of Electronic Filing to one or more of the foregoing parties pursuant to LBR 9014-1(b) shall satisfy the requirement that the ~~amended notice of rescheduled confirmation hearing be served on that party.~~ The amended notice of ~~rescheduled~~ confirmation hearing shall include:

(A) ~~the date, time, and place of the confirmation hearing as set by the Clerk. A new date, time, and place shall be obtained from the Clerk if the confirmation hearing date set forth in the § 341 notice is less than three days after the last date for objections;~~

(B) ~~the last date for filing an objection to the plan;~~

(A) a new last date for filing an objection to the plan that is at least 28 days after the plan is served but not less than three business days before the confirmation hearing date;

(B) if the confirmation hearing date originally set forth in the § 341 notice is less than three business days after the new last date for objections, a new date, time, and place of the confirmation hearing as set by the Clerk;

(c) if requested by the trustee, the date, time, and place of any rescheduled or continued § 341 meeting of creditors; and

(D) if requested by the trustee, the date, time, and place of any pre-confirmation meeting.

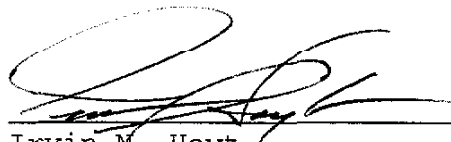
The Court's transmittal of a Notice of Electronic Filing to one or more of the foregoing parties pursuant to LBR 9014-1(b) shall satisfy the requirement that the amended notice of confirmation hearing be served on that party.

and IT IS FURTHER ORDERED that Local Bankruptcy Rule 7026-1 is amended as follows:

Notwithstanding Rule 26.1 of the Local Rules of Practice of the United States District Court for the District of South Dakota, all original discovery request documents, including ~~deposition transcripts, interrogatories, requests for documents, requests for admissions, requests for admissions, interrogatories,~~ and requests for production of documents, and the answers and responses thereto, including deposition transcripts but excluding documents produced in response to a request for documents, shall be filed with the Clerk. Transcripts must shall be filed conventionally, not electronically.

So ordered this 30th day of September, 2003.

BY THE COURT:



Irvin M. Hoyt  
Bankruptcy Judge

ATTEST:

Charles L. Nail, Jr., Clerk

By: 

Deputy Clerk  
(SEAL)